

Introduced by Senator Oller

February 7, 2003

An act to add Section 8606 to the Elections Code, relating to candidates.

LEGISLATIVE COUNSEL'S DIGEST

SB 152, as amended, Oller. Write-in candidates.

Under existing law, a candidate for whom a nomination paper has been filed as a partisan candidate at a primary election, and who is defeated for his or her party nomination at the primary election, is ineligible for nomination as an independent candidate.

This bill would *also* make a person who was defeated for his or her party nomination ineligible to be a write-in candidate unless, ~~not later than the 14th day prior to the date of the election,~~ the nominee of that ~~persons~~ *person's* party dies ~~or files a declaration with the appropriate elections official that he or she has terminated his or her candidacy not later than the 14th day prior to the date of the election.~~

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 8606 is added to the Elections Code, to
- 2 read:
- 3 8606. A candidate for whom a nomination paper has been
- 4 filed as a partisan candidate at a primary election, and who is
- 5 defeated for his or her party nomination at the primary election, is

1 ineligible to be a write-in candidate for the office for which he or  
2 she filed a nomination paper unless, ~~not later than the 14th day~~  
3 ~~prior to the date of the election~~, the nominee of his or her party dies  
4 ~~or files a declaration with the appropriate elections official that he~~  
5 ~~or she has terminated his or her candidacy.~~ *not later than the 14th*  
6 *day prior to the date of the election.*

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